IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.GIRI

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

WP(C).No. 9311 of 2007(H)

PETITIONERS:

1. A.K.SURENDRAN,
JUNIOR SUPERINTENDENT (RTD.),
OFFICE OF THE DEPUTY DIRECTOR,
(EDN.), ALAPPUZHA.

2. P.G.LEKSHMANAN,
U.D.TYPIST, A.E.O. OFFICE,
CHERTHALA.

BY ADV. SRI.P.SANTHOSH KUMAR (PANAMPALLI NAGAR)

RESPONDENTS:

1. STATE OF KERALA, REP. BY
SECRETARY TO GOVERNMENT,
EDUCATION DEPARTMENT,
TRIVANDRUM.

2. THE DEPUTY DIRECTOR OF EDUCATION,
ALAPPUZHA.

3. THE D.E.O.,
CHERTHALA.

4. L.GOPALAKRISHNAN NAIR,
J.S.(RTD.), D.E.O. OFFICE, CHERTHALA.

R4 BY ADV. SRI.T.RAJESH
& SRI.P.BINNY JOSEPH
R1 TO R3 BY GOVERNMENT PLEADER SRI.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 05/09/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

V.GIRI, J.

W.P.(C).No.9311 of 2007 H

Dated this the 5th day of September, 2007.

JUDGMENT

On 14.8.2007, this court passed an interim order directing that the entire liability of the 4th respondent towards the liability of which the petitioners are sureties, shall be realised from the gratuity of the 4th respondent which is withheld and the amount shall be paid by respondents 2 and 3 to the Service Co-operative Bank, Cherthala. If the amount withheld is inadequate to discharge the liability, then the balance amount may be adjusted from the gratuity dues of the first petitioner.

2. Learned Government Pleader, on instructions, submits that the entire amount due to the Service Co-operative Bank, Cherthala has been adjusted from the Death cum Retirement Gratuity due and admissible to the 4th respondent. It is also submitted that the petitioners have already been issued non-liability certificates. This submission is recorded. No further issue survives for consideration.

Accordingly, the writ petition is closed.

Sd/-

(V.GIRI)
JUDGE

sk/

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P.S. To Judge